



January 26, 2011
(via facsimile)

Board of Patent Appeals and Interferences
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, Virginia 22313-1450

Re: Appeal No. 2009-009811
Appellant: Gutierrez et al.
Appl. Ser. No. 10/727,941

An oral hearing for the above-referenced case was scheduled for February 10, 2011. The undersigned, Attorney of Record for Appellants, was planning on having named inventor, Dr. Jacob Emert, accompany me to the hearing, to act as a technical expert. Unfortunately, Dr. Emert is scheduled to be out of the country at the time of the hearing. I therefore respectfully request that the hearing be rescheduled. Please advise whether this is possible.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Jacob M. Levine".

Jacob M. Levine
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Approved
A handwritten signature in black ink, appearing to read "Julie Scheraga".
Administrative Officer
(Acting)

01/31/2011